

1 MICHAEL A. JACOBS (CA SBN 111664)
MJacobs@mofo.com
2 ARTURO J. GONZÁLEZ (CA SBN 121490)
AGonzalez@mofo.com
3 ERIC A. TATE (CA SBN 178719)
ETate@mofo.com
4 RUDY Y. KIM (CA SBN 199426)
RKim@mofo.com
5 MORRISON & FOERSTER LLP
425 Market Street
6 San Francisco, California 94105-2482
Telephone: 415.268.7000
7 Facsimile: 415.268.7522

8 KAREN L. DUNN (*Pro Hac Vice*)
kdunn@bsflp.com
9 HAMISH P.M. HUME (*Pro Hac Vice*)
hhume@bsflp.com
10 BOIES SCHILLER FLEXNER LLP
1401 New York Avenue, N.W.
11 Washington DC 20005
Telephone: 202.237.2727
12 Facsimile: 202.237.6131

13 Attorneys for Defendants
UBER TECHNOLOGIES, INC.
14 and OTTOMOTTO LLC

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 WAYMO LLC,
19 Plaintiff,
20 v.
21 UBER TECHNOLOGIES, INC.,
22 OTTOMOTTO LLC; OTTO TRUCKING LLC,
23 Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
PORTIONS OF THEIR MOTION TO
STRIKE VAGUE AND OVERBROAD
TRADE SECRET CLAIMS AND
EMERGENCY MOTION FOR
EXPEDITED BRIEFING AND
HEARING AND EXHIBITS
THERE TO**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
3 declaration based upon matters within my own personal knowledge and if called as a witness, I
4 could and would competently testify to the matters set forth herein. I make this declaration in
5 support of Defendants' Administrative Motion to File Under Seal Portions of Their Motion to
6 Strike Vague and Overbroad Trade Secret Claims and Emergency Motion for Expedited Briefing
7 and Hearing and Exhibits Thereto.

8 2. I have reviewed the following documents and confirmed that only the portions
9 identified below merit sealing:

Document	Portions to Be Filed Under Seal	Designating Party
Motion to Strike Vague and Overbroad Trade Secret Claims and Emergency Motion for Expedited Briefing and Hearing ("Motion")	Highlighted Portions	Plaintiff (green)
Declaration of Esther Chang	Highlighted Portions	Plaintiff (green)
Exhibits 2-7 and 14-16 to the Declaration of Esther Chang	Entire Documents	Plaintiff
Exhibits 12-13 to the Declaration of Esther Chang	Highlighted Portions	Plaintiff (green)
Exhibit 1 to the Declaration of Rudy Kim	Entire Document	Plaintiff

22 3. The green-highlighted portions of the Motion, the green-highlighted portions of
23 the Declaration of Esther Chang, and the green-highlighted portions of Exhibits 12-13 to the
24 Chang Declaration, as well as the entireties of Exhibits 2-7 and 14-16 to the Chang Declaration
25 and the entirety of Exhibit 1 to the Declaration of Rudy Kim, contain information that has been
26 designated "Highly Confidential – Attorneys' Eyes Only" by Waymo in accordance with the
27 Patent Local Rule 2-2 Interim Model Protective Order ("Protective Order"), which the parties
28

1 have agreed governs this case (Transcript of 3/16/2017 Hearing, page 6). Defendants file this
2 material under seal in accordance with Paragraph 14.4 of the Protective Order.

3 4. Defendants' request to seal is narrowly tailored to the portions of the Motion and
4 its supporting papers that merit sealing.

5 I declare under penalty of perjury that the foregoing is true and correct. Executed this 7th
6 day of August, 2017 at Cambridge, Massachusetts.

7
8 /s/ Michelle Yang

Michelle Yang

9
10
11 **ATTESTATION OF E-FILED SIGNATURE**

12 I, Arturo J. González, am the ECF User whose ID and password are being used to file this
13 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
14 concurred in this filing.

15 Dated: August 7, 2017

16 /s/ Arturo J. González

Arturo J. González